



Journal of the House

State of Indiana

112th General Assembly

First Special Session

Fourth Meeting Day

Thursday Morning

June 6, 2002

The House convened at 10:00 a.m. with the Speaker in the Chair.

The invocation was offered by Representative B. Patrick Bauer.

The Pledge of Allegiance to the Flag was led by Representative Jeffrey K. Espich.

The Speaker ordered the roll of the House to be called:

T. Adams	Hoffman
Aguilera	Kersey
Alderman	Klinker
Atterholt	Kromkowski
Avery	Kruse ☐
Ayres	Kruzan
Bardon	Kuzman
Bauer	Lawson
Becker	Leuck
Behning	Liggett
Bischoff	J. Lutz
Bodiker	Lytle
Borror	Mahern
Bosma	Mangus
Bottorff	McClain
C. Brown	Mock ☐
T. Brown	Moses
Buck	Munson
Budak	Murphy
Buell	Noe
Burton	Oxley
Cheney	Pelath
Cherry	Pond
Cochran	Porter
Cook	Reske
Crawford	Richardson
Crooks	Ripley
Crosby	Robertson
Day	Ruppel
Denbo	Saunders
Dickinson	Scholer
Dillon	M. Smith
Dobis	V. Smith
Dumezich	Steele
Duncan	Stevenson
Dvorak	Stilwell
Espich	Sturtz
Foley	Summers
Frenz	Thompson
Friend	Tincher
Frizzell	Torr
Fry ☐	Turner
GiaQuinta	Ulmer
Goodin	Weinzapfel
Grubb	Welch
Harris	Whetstone
Hasler	Wolkins
Herndon	D. Young
Herrell	Yount
Hinkle	Mr. Speaker

Roll Call 6: 97 present; 3 excused. The Speaker announced a quorum in attendance. [NOTE: ☐ indicates those who were excused.]

The members stood for a moment of silence honoring the anniversary of the D-Day invasion and the veterans of World War II.

RESOLUTIONS ON FIRST READING

House Resolution 5(ss)

Representative Denbo introduced House Resolution 5(ss):

A HOUSE RESOLUTION honoring Jerry Abram for his many contributions to the state of Indiana.

Whereas, Jerry Abram has worked tirelessly for many years to improve the lives of the people in his community;

Whereas, Jerry Abram is a Purdue University graduate who was employed at the Naval Surface Warfare Crane Division for twenty years;

Whereas, Upon his retirement, Jerry Abram began two businesses of his own—Abram & Hawkins Excavating Co. and Strong AIT Center (NAPA) and also serves as the Linton City engineer;

Whereas, In addition to his businesses and his service to the city of Linton as its engineer, Jerry Abram is active in Elks Lodge #866, Hadi Temple, the Fraternal Order of Police, Sullivan Shrine Club, Greene County Shrine Club, the Moose Lodge #1434, and the Eastern Star 140;

Whereas, Jerry Abram has served as the Exalted Ruler of Elks Lodge #866 and is currently the State Exalted Ruler;

Whereas, Jerry Abram is also active in the Odon Little League, Men's League Basketball, and has lent his engineering expertise to the development of the Greene County 4-H building, the White River Valley gym, the American Legion building in Linton, and supported the Phil Harris Golf Course; and

Whereas, Jerry Abram is beloved by his family, friends, and the people of his community; he truly improves the life of every person with whom he comes in contact: Therefore,

*Be it resolved by the House of Representatives
of the General Assembly of the State of Indiana:*

SECTION 1. That the Indiana House of Representatives wishes to express its heartfelt gratitude to Jerry Abram for his many contributions to his community and his state.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Mr. Jerry Abram, his wife Jean, and his daughter Lorna Tribby.

The resolution was read a first time and adopted by voice vote.

House Resolution 6(ss)

Representative Gregg introduced House Resolution 6(ss):

A HOUSE RESOLUTION honoring Jeff Pigeon on the occasion of his 20th anniversary at WIBC radio.

Whereas, Jeff Pigeon celebrated his 20th year at radio station WIBC in 2002;

Whereas, Jeff Pigeon has been providing Hoosiers with information to help them on their morning commute on the Morning Show since 1988;

Whereas, Before coming to WIBC, Jeff Pigeon worked at radio stations in Minneapolis, Denver, and his native Chicago;

Whereas, A graduate of the University of Illinois, Jeff Pigeon is active in the community as well as on the air waves; his charity work

includes work for the Crossroads Rehabilitation Center, Gleaners Food Bank, and Indianapolis Police Department, and he has served as the primary host for The Salvation Army Radiothon since its very first year;

Whereas, Jeff Pigeon is also well known by the children of Indiana who, on snowy winter mornings, are listening to hear if school has been canceled for the day; and

Whereas, A fixture at WIBC radio, Jeff Pigeon has done it all, including riding with the Blue Angels, being bitten by a Bengal tiger, and quizzing four Indiana governors about issues affecting Hoosiers: Therefore,

Be it resolved by the House of Representatives of the General Assembly of the State of Indiana:

SECTION 1. That the Indiana House of Representatives wishes to thank Jeff Pigeon for the countless hours of service he has given to the citizens of Indianapolis by providing them with information that makes their lives easier and more pleasant.

SECTION 2. That the Principal Clerk of the House of Representatives shall transmit a copy of this resolution to Jeff Pigeon, the management of WIBC radio, and Emmis Broadcasting Corporation.

The resolution was read a first time and adopted by voice vote.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 3:10 p.m. with the Speaker in the Chair.

Representative Mock was present.

ENGROSSED HOUSE BILLS ON THIRD READING

Engrossed House Bill 1001(ss)

Representative Bauer called down Engrossed House Bill 1001(ss) for third reading:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local finance and to make an appropriation.

The bill was read a third time by sections and placed upon its passage.

HOUSE MOTION (Amendment 1001(ss)-49)

Mr. Speaker: I move that Engrossed House Bill 1001(ss) be recommitted to a Committee of One, its author, with specific instructions to amend as follows:

Replace the effective date in SECTION 108 with "[EFFECTIVE JANUARY 1, 2003]".

Replace the effective dates in SECTIONS 152 through 154 with "[EFFECTIVE JANUARY 1, 2003]".

Replace the effective dates in SECTIONS 207 through 208 with "[EFFECTIVE AUGUST 1, 2002]".

Page 86, between lines 16 and 17, begin a new paragraph and insert:

"SECTION 102. IC 6-1.1-10-29, AS AMENDED BY P.L.90-2002, SECTION 100, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2003]: Sec. 29. (a) As used in this section, "manufacturer" or "processor" means a person that performs an operation or continuous series of operations on raw materials, goods, or other personal property to alter the raw materials, goods, or other personal property into a new or changed state or form. The operation may be performed by hand, machinery, or a chemical process directed or controlled by an individual. The terms include a person that:

- (1) dries or prepares grain for storage or delivery; or
- (2) publishes books or other printed materials.

(b) Personal property owned by a manufacturer or processor is exempt from property taxation if the owner is able to show by adequate records that the property:

(1) is stored and remains in its original package in an in-state warehouse for the purpose of shipment, without further processing, will be used in an operation or a continuous series of operations to alter the personal property into a new or changed state or form and the resulting personal property will be shipped, or will be incorporated into personal property that will be shipped, to an out-of-state destination; or

(2) consists of books or other printed materials that are stored at an in-state commercial printer's facility for the purpose of shipment, without further processing, to an out-of-state destination.

(c) Personal property that is manufactured in Indiana and that would be exempt under subsection (b), except that it is not stored in its original package, is exempt from property taxation if the owner can establish in accordance with exempt inventory procedures, regulations, and rules of the department of local government finance that:

(1) the property is ready for shipment without additional manufacturing or processing, except for packaging; and

(2) either:

(A) the property will be damaged or have its value impaired if it is stored in its original package; or

(B) the final packaging of finished inventory items is not practical until receipt of a final customer order because fulfillment of the customer order requires the accumulation of a number of distinct finished inventory items into a single shipping package.

A person may use an allocation percentage to claim an exemption under subdivision (1) for a part of the person's personal property if a person's business records substantiate that the allocation percentage accurately reflects the part of the personal property that will be altered into a new or changed state or form and then will be shipped, or will be incorporated into personal property that will be shipped, to an out-of-state destination. The percentage may include personal property that is sold to another processor or manufacturer if the personal property is incorporated into the personal property of the buyer and that personal property is shipped out of state.

(d) (c) A manufacturer or processor that possesses personal property owned by another person may claim an exemption under subsection (b) or (c) if:

(1) the manufacturer or processor includes the property on the manufacturer's or processor's personal property tax return; and

(2) the manufacturer or processor is able to show that the owner of the personal property would otherwise have qualified for an exemption under subsection (b). or (c):".

Page 150, line 26, strike "liability".

Page 157, line 12, delete "or agricultural".

Page 157, line 13, after "equipment" insert ", scientific machinery, tools, or equipment, or agricultural machinery, tools, or equipment".

Page 157, line 20, after ";," insert "and".

Page 157, delete lines 21 through 26.

Page 157, line 27, delete "(5)" and insert "(4)".

Page 177, delete lines 14 through 42.

Page 178, delete lines 1 through 3.

Page 204, line 21, delete "To" and insert "to".

Page 207, line 9, delete "Of" and insert "of".

Page 207, line 9, delete "For" and insert "for".

Page 209, line 16, after "1." insert "(a)".

Page 210, line 24, delete "addition" and insert "addiction".

Page 218, line 14, strike "(\$400)".

Page 220, block left line 29.

Page 228, single block indent line 40.

Page 241, line 34, delete "respective towns" and insert "county".

Page 262, line 2, strike "total".

Page 295, line 19, delete ";" and insert ",".

Page 300, line 38, delete "(1499)." and insert "1499)".

Page 303, line 9, delete "2003." and insert "2002".

Page 303, line 12, delete "2004." and insert "2003".

Page 308, line 9, before "for the " delete ",".
Page 318, line 23, after "bureau" insert ",".
Renumber all SECTIONS consecutively.
(Reference is to HB 1001(ss) as reprinted June 6, 2002.)

BAUER

There being a two-thirds vote in favor of the motion, the motion prevailed.

COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred Engrossed House Bill 1001(ss), begs leave to report that said bill has been amended as directed.

BAUER

Report adopted.

The question then was, Shall the bill pass?

Roll Call 7: yeas 51, nays 47. The bill was declared passed. The question was, Shall the title of the bill remain the title of the act? There being no objection, it was so ordered. The Clerk was directed to inform the Senate of the passage of the bill. Senate sponsors: Senators R. Meeks and Simpson.

The House recessed until the fall of the gavel.

RECESS

The House reconvened at 4:45 p.m. with the Speaker in the Chair.

HOUSE MOTION

Mr. Speaker: I move that when we do adjourn, we adjourn until Tuesday, June 18, 2002 at 4:00 p.m.

CROSBY

Motion prevailed.

On the motion of Representative Frenz the House adjourned at 4:50 p.m., this sixth day of June, 2002, until Tuesday, June 18, 2002, at 4:00 p.m.

JOHN R. GREGG

Speaker of the House of Representatives

LEE ANN SMITH

Principal Clerk of the House of Representatives